



**WHEREAS**, on March 26, 2018, the Court entered an Order, Dkt. No. 211, denying Defendants' Motion for Summary Judgment, *see* Dkt. Nos. 162, 163;

**WHEREAS**, on April, 6, 2018, the Court certified its Order under 28 U.S.C. § 158(a)(3), (d)(2)(A)(i), (iii) and Federal Rule of Bankruptcy Procedure 8006(e) for direct, interlocutory appeal to the U.S. Court of Appeals for the Fifth Circuit, Dkt. No. 220;

**WHEREAS**, on April, 25, 2018, the Fifth Circuit accepted Defendants' direct, interlocutory appeal of the Court's Order, No. 18–20254, Doc. 00514445049 (5th Cir. Apr. 25, 2018);

**WHEREAS** Defendants' direct, interlocutory appeal of the Court's Order is fully briefed and the Fifth Circuit has scheduled oral argument for the week of February 4, 2019;

**WHEREAS**, under the Third Amended Stipulated Scheduling Order, Dkt. No. 212, the Court stayed all unexpired deadlines (as of March 5, 2018) and, with certain exceptions, discovery in this matter;

**WHEREAS** the parties, in an effort to reduce the cost and burden of discovery and to promote economy of resources (both theirs and the judiciary's), have conferred and stipulate to the following Fourth Amended Stipulated Schedule;

**THEREFORE**, the Court hereby **ORDERS** the following Fourth Amended Stipulated Schedule:

1. All unexpired deadlines (as of March 8, 2018) set forth in the Federal Rules of Bankruptcy Procedure, this Court's Local Rules, and any Court order, including the Third Amended Stipulated Scheduling Order and the Prior Schedule, remain stayed, effective as of March 8, 2018, pending further Court order, including, without limitation, the deadline to answer or otherwise respond to the Third Amended Complaint, Dkt. No. 194.

2. Except as clarified in paragraphs 3 and 4 below, all discovery in this matter is stayed pending further Court order.

3. The stay imposed by the Third Amended Stipulated Scheduling Order, as reaffirmed in this Fourth Amended Stipulated Scheduling Order, shall not limit (a) Defendants' right to issue written discovery on Raegen Seitz-Moulds; (b) Defendants' right to depose Plaintiffs on class-certification issues (which may be scheduled on mutually agreeable dates after all Plaintiffs have completed their responses to Defendants' written discovery); and (c) the Parties' rights to seek relief from the Court in regard to (i) unresolved discovery issues previously identified by the Plaintiffs in meet-and-confer discussions among the Parties or (ii) Defendants' discovery requests to and deposition of the Plaintiffs.

4. To the extent still applicable following the Fifth Circuit's ruling on Defendants' appeal of the Court's Order denying their motion for summary judgment: (a) with respect to the discovery permitted by paragraph 3 above, and unless otherwise agreed by the Parties in a further stipulated order, Defendants will depose Plaintiffs on class-certification issues within 45 days after the Fifth Circuit's ruling becomes final and non-appealable; and (b) with respect to the requests for production (as to class-certification issues) that Raegen Seitz-Moulds served on June 7, 2018, and unless otherwise agreed by the Parties in a further stipulated order, Defendants will serve responses and objection to such requests within 14 days after the Fifth Circuit's becomes final and non-appealable.

5. This Fourth Amended Stipulated Schedule may be modified by stipulation of the Parties (provided the Parties confirm in advance the Court's availability for any proposed rescheduled hearing dates if necessary and applicable), or for good cause shown upon written motion filed individually by any Party.

**SO ORDERED.**

**Signed: December 11, 2018.**



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**DAVID R. JONES**  
**UNITED STATES BANKRUPTCY JUDGE**

**AGREED AS TO FORM AND SUBSTANCE  
AND RESPECTFULLY SUBMITTED BY:**

/s/ Jason W. Burge

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**AGREED AS TO FORM AND SUBSTANCE  
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